

## MINUTES

### MONTANA SENATE 65th LEGISLATURE - REGULAR SESSION

#### COMMITTEE ON PUBLIC HEALTH, WELFARE AND SAFETY

**Call to Order:** Chair David Howard, on March 10, 2017 at 3:00 PM, in Room 317 Capitol

#### ROLL CALL

**Members Present:**

Sen. David Howard, Chair (R)  
Sen. Cary Smith, Vice Chair (R)  
Sen. Jen Gross (D)  
Sen. Steve Hinebauch (R)  
Sen. Frederick (Eric) Moore (R)  
Sen. Albert Olszewski (R)  
Sen. Diane Sands (D)  
Sen. Jason D. Small (R)

**Members Excused:** Sen. Mary Caferro (D)

**Members Absent:** None

**Staff Present:** Julie Emge, Committee Secretary  
Alexis Sandru, Legislative Branch

**Audio Committees:** These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

**Committee Business Summary:**

Hearing & Date Posted: HB 257, 3/1/2017  
HB 323, 3/1/2017  
HB 328, 3/1/2017

Executive Action: HB 71 - TABLED  
HB 195 - TABLED  
HB 220 - BE CONCURRED IN

**HEARING ON HB 257**

**Opening Statement by Sponsor:**

00:01:03 Rep. Ellie Hill Smith (D), HD 90, opened the hearing on HB 257, Consider housing needs in Montana State Hospital discharge plans.

**[EXHIBIT\(phs50a01\)](#)**

00:05:01 Sen. Moore entered the hearing.

**Proponents' Testimony:**

00:10:51 Matt Kuntz, executive director, National Alliance on Mental Illness Montana (NAMI MT)

00:13:05 Kathy McGowan, Eastern and Western Montana Community Mental Health Centers, Center for Mental Health, South Central Montana Regional Mental Health Center

00:18:24 Matt Brower, executive director, Montana Catholic Conference

00:20:41 Jennifer Preble, licensed program supervisor, Center for Mental Health Out Patient Therapy and Adult Case Management

**Opponents' Testimony:**

00:23:54 Craig Fitch, Montana Mental Disabilities Board of Visitors (MMDBV)

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

00:30:11 Sen. Moore

00:30:52 Rep. Hill Smith

00:33:36 Sen. Gross

00:34:15 Mr. Fitch, MMDBV

00:35:03 Chair Howard

00:36:22 Rep. Hill Smith

00:37:38 Chair Howard

00:42:22 Mr. Kuntz, NAMI MT

**Closing by Sponsor:**

00:42:37 Rep. Hill Smith

**HEARING ON HB 323**

**Opening Statement by Sponsor:**

00:47:54 Rep. Gordon Pierson (D), HD 78, opened the hearing on HB 323, Authorize emergency use of opioid antagonist in a school setting.

**[EXHIBIT\(phs50a02\)](#)**

**Proponents' Testimony:**

00:51:21 Dr. Greg Holzman, state medical officer, Department of Health and Human Services (DPHHS)  
00:53:09 Greg Dorrington, Montana Medical Association

**Opponents' Testimony:**

00:55:19 Al Smith, Montana Trial Lawyers Association (MTLA)

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

00:57:45 Sen. Olszewski  
00:58:09 Mr. Holzman, DPHHS  
00:58:30 Sen. Gross  
00:58:48 Rep. Pierson  
00:59:32 Chair Howard  
01:01:34 Mr. Smith, MTLA  
01:02:07 Chair Howard

**Closing by Sponsor:**

01:02:23 Rep. Pierson  
01:04:13 Chair Howard  
01:04:22 Rep. Pierson

**HEARING ON HB 328**

**Opening Statement by Sponsor:**

01:04:51 Rep. Ron Ehli (R), HD 86, opened the hearing on HB 328, Revise county crisis intervention and jail diversion grant procedures.  
01:05:35 Sen. Sands entered the hearing.

**Proponents' Testimony:**

01:07:26 Eric Bryson, Montana Association of Counties (MACo), also speaking on behalf of Matt Kuntz, executive director, National Alliance on Mental Illness Montana  
01:08:39 Kathy McGowan, Community Mental Health Centers  
01:09:38 Greg Dorrington, Montana Medical Association, Billings Clinic, Catholic Hospitals of Montana

**Opponents' Testimony:**

01:10:10 Zoe Barnard, division administrator, Addictive and Mental Disorders Division, Department of Public Health and Human Services (DPHHS)

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

01:15:07 Sen. Gross  
 01:15:43 Mr. Bryson, MACo  
 01:15:55 Sen. Gross  
 01:18:53 Rep. Ehli  
 01:19:14 Sen. Gross  
 01:19:38 Ms. Barnard, DPHHS  
 01:20:26 Sen. Moore  
 01:21:00 Ms. Barnard  
 01:21:59 Sen. Moore  
 01:22:28 Rep. Ehli  
 01:25:38 Sen. Sands  
 01:25:51 Rep. Ehli  
 01:26:35 Sen. Sands  
 01:27:49 Ms. Barnard  
 01:28:41 Sen. Olszewski  
 01:35:41 Rep. Ehli  
 01:36:59 Sen. Sands  
 01:38:05 Rep. Ehli  
 01:38:45 Chair Howard  
 01:39:37 Rep. Ehli

**Closing by Sponsor:**

01:40:24 Rep. Ehli

**EXECUTIVE ACTION ON HB 71**

01:45:30 Chair Howard

01:45:37 **Motion:** Sen. C. Smith moved that **HB 71 BE CONCURRED IN.**

**Discussion:**

01:46:05 Sen. Olszewski  
 01:46:40 Sen. Gross  
 01:47:58 Sen. Olszewski  
 01:49:47 Sen. Gross  
 01:50:35 Sen. Moore  
 01:51:20 Sen. Olszewski  
 01:54:58 Sen. Moore  
 01:55:09 Sen. Smith  
 01:55:14 Sen. Moore  
 01:55:26 Sen. Olszewski  
 01:55:43 Sen. Smith  
 01:55:45 Sen. Olszewski  
 01:55:54 Chair Howard

01:55:58 **Vote:** Motion failed 1-8 by roll call vote with Sen. Caferro voting aye. Sen. Caferro voted by proxy.

01:56:44 **Motion/Vote:** Sen. Sands moved that **HB 71 BE TABLED AND THE VOTE REVERSED**. Motion carried unanimously by voice vote. Sen. Caferro voted by proxy.

**EXECUTIVE ACTION ON HB 195**

01:57:31 **Motion:** Sen. C. Smith moved that **HB 195 BE CONCURRED IN**.

**Discussion:**

01:57:46 Sen. Sands  
01:58:02 Sen. Hinebauch  
01:58:26 Sen. Gross  
01:59:26 Sen. Olszewski  
02:00:44 Chair Howard  
02:01:49 Sen. Gross  
02:02:50 Sen. Olszewski  
02:03:35 Chair Howard  
02:03:59 Sen. Olszewski  
02:05:44 Sen. Sands

02:06:10 Brad Griffin, Montana Retail Association (MRA)

02:06:20 Sen. Sands  
02:06:54 Mr. Griffin, MRA

02:07:56 **Vote:** Motion failed 3-6 by roll call vote with Sen. Caferro, Sen. Gross and Sen. Moore voting aye. Sen. Caferro voted by proxy.

02:08:49 **Motion/Vote:** Sen. Gross moved that **HB 195 BE TABLED AND THE VOTE REVERSED**. Motion carried unanimously by voice vote. Sen. Caferro voted by proxy.

**EXECUTIVE ACTION ON HB 220**

02:09:02 **Motion:** Sen. C. Smith moved that **HB 220 BE CONCURRED IN**.

**Discussion:**

02:09:12 Sen. Gross  
02:09:37 Sen. Sands  
02:09:55 Sen. Olszewski

02:10:27 **Vote:** Motion carried unanimously by voice vote. Sen. Caferro voted by proxy. Sen. Gross will carry the bill.

**ADJOURNMENT**

Adjournment: 5:08 PM

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Julie Emge, Secretary

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Additional Documents:

**EXHIBIT([phs50aad.pdf](#))**